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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/081,124	02/21/2002	Vivien Chan	PP-016336.002	8573

7590 02/24/2004
Chiron Corporation
Intellectual Property - R440
P.O. Box 8097
Emeryville, CA 94662

EXAMINER

SMITH, CAROLYN L

ART UNIT	PAPER NUMBER
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1631

DATE MAILED: 02/24/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT

PAPER

02192004

DATE MAILED:

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Commissioner for Patents

The communication, filed on 1/9/04, is non-responsive to the prior Restriction Requirement, mailed 7/9/03, because of the confusion created by the sequence election. On page 3 of Applicants' Remarks, Applicants elected to prosecute SEQ ID NO: 498. However, claim 1 has been amended on page 2 of Applicants' communication, filed 1/9/04, to include SEQ ID NO: 489, not SEQ ID NO: 498. Clarification of which SEQ ID NO the Applicants would like to have prosecuted in this application is hereby requested.

Since the response appears to be bona fide, but through an apparent oversight or inadvertence failed to provide a complete response, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a) OR (b) UP TO A MAXIMUM OF SIX MONTHS. Papers related to this application may be submitted to Technical Center 1600 by facsimile transmission. Papers should be faxed to Technical Center 1600 via the PTO Fax Center located in Crystal Mall 1. The faxing of such papers must conform with the notices published in the Official Gazette, 1096 OG 30 (November 15, 1989). The CM1 Fax Center number is (703) 872-9306.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Carolyn Smith, whose telephone number is (571) 272-0721. The examiner can normally be reached Monday through Thursday from 8 A.M. to 6:30 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Woodward, can be reached on (571) 272-0722. Any inquiry of a general nature or relating to the status of this application should be directed to Legal Instruments Examiner Tina Plunkett whose telephone number is (571) 272-0549 or to the Technical Center receptionist whose telephone number is (703) 308-0196.

Carolyn Smith
2/19/03
10/081124

Ardin H. Marschel
ARDIN H. MARSCHEL
PRIMARY EXAMINER